

JCO-7 d PCT/PTO 26 DEC 2001 1761

P/3610-17(PCT) 8/5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Patrice DUVERT, et al.

Date: November 13, 2001

Serial No.: 09/913,416

Group Art Unit: --

Filed: August 13, 2001

Examiner: --

For: FUNGICIDE COMPOSITION FOR PROTECTING FRUITS

Asst. Commissioner for Patents

Box PCT

Washington, D.C. 20231

RECEIVED  
JAN 16 2002  
TC 1700

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371 IN THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)

Sir:

In response to the Notification of Missing Requirements under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US), mailed October 4, 2001, we have previously submitted the Inventors' Declaration (copy enclosed) and paid the required fees on October 10, 2001 as evidenced by the attached copy of a postcard stamped by the U.S. Patent and Trademark Office.

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account #15-0700.

If this communication is filed after the time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. §1.136(a), to extend the time for filing a response by the number of months which will avoid abandonment under 37 C.F.R. § 1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Asst. Commissioner for Patents, Box PCT, Washington, D.C. 20231, on November 13, 2001:

Edward A. Meilman

Name of applicant, assignee or  
Registered Representative

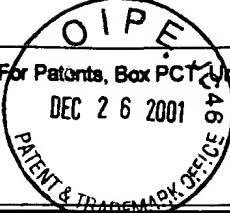
*Edward A. Meilman*  
Signature

November 13, 2001

Date of Signature

Respectfully submitted,

*Edward A. Meilman*  
Edward A. Meilman  
Registration No.: 24,735  
OSTROLENK, FABER, GERB & SOFFEN  
1180 Avenue of the Americas  
New York, New York 10036-8403  
Telephone: (212) 382-0700

 Commissioner For Patents, Box PCT, United States Patent and Trademark Office, Washington, D.C. 20231, www.uspt.gov		
U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/913,416	Patrice Duvert	P/3610-17

Edward A. Meilman  
 Ostrolenk, Faber, Gerb & Soffen  
 1180 Avenue of the Americas  
 New York, NY 10036-8403

OFGS FILE No. <i>P/3610-17</i>
<i>4 DEC 2001</i>
PATENTS ORDERED <i>67M</i>

INTERNATIONAL APPLICATION NO.	
PCT/FR00/00339	
LA. FILING DATE	PRIORITY DATE
02/11/2000	02/12/1999

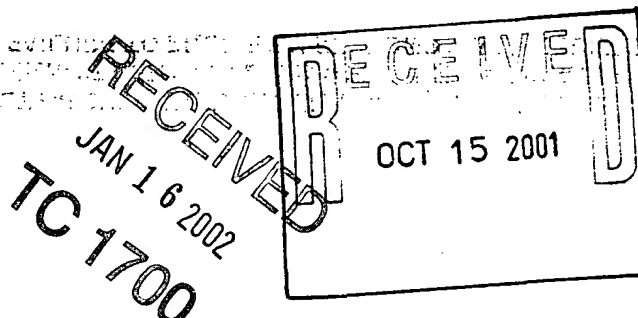
CONFIRMATION NO. 9737  
 371 FORMALITIES LETTER  
  
 \*OC000000008835418\*

Date Mailed: 10/04/2001

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

SHAKEEL AHMED

Telephone: (703) 305-3659

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/913,416	PCT/FR00/00339	P/ 3610-17



P/3610-17

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

New York, New York

Patrice DUVERT, et al.

Date: October 10, 2001

Serial No.: 09/913,416

Group Art Unit: - -

Filed: August 13, 2001

Examiner: - -

For: FUNGICIDE COMPOSITIONS FOR PROTECTING FRUITS

Asst. Commissioner for Patents  
Washington, D.C. 20231

SUBMISSION OF DECLARATION

Sir:

In absence of a Notice to File Missing Parts of Application-Filing Date Granted enclosed herewith is an inventor's Declaration together with our check No. 06684 for \$130.00.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Asst. Commissioner for Patents, Washington, D.C. 20231, on October 10, 2001:

Respectfully submitted,

\_\_\_\_\_  
Edward A. Meilman  
Name of applicant, assignee or  
Registered Representative

\_\_\_\_\_  
*Edward A. Meilman*  
Signature

\_\_\_\_\_  
October 10, 2001  
Date of Signature

\_\_\_\_\_  
*Edward A. Meilman*  
Edward A. Meilman  
Registration No.: 24,735  
OSTROLENK, FABER, GERB & SOFFEN, LLP  
1180 Avenue of the Americas  
New York, New York 10036-8403  
Telephone: (212) 382-0700

EAM:dmk:mgs  
Enclosures

RECEIVED  
JAN 16 2002  
TC 1700



Serial No. 09/913,416 Filing Date 8/13/01 OFGS File No. P/360-17  
Title FUNGICIDE COMPOSITIONS FOR PROTECTING FRUITS  
First Inventor John D. VERT, et al. Date 10/10/01  
The PTO has received: Last Due Date: \_\_\_\_\_

<input type="checkbox"/> Patent Application of _____	<input type="checkbox"/> TM Application <input type="checkbox"/> ITU Basis
Pages (including claims & abstract)	<input type="checkbox"/> Statement of Use
<input checked="" type="checkbox"/> Declaration or <input type="checkbox"/> Designation Sheet	<input type="checkbox"/> Extension of Time
<input type="checkbox"/> Drawings _____ Sheet(s)/Figs. _____ to _____	<input type="checkbox"/> Notice of Appeal
<input type="checkbox"/> Priority Document	<input type="checkbox"/> Brief
<input type="checkbox"/> Small Entity Declaration	<input type="checkbox"/> Petition
<input checked="" type="checkbox"/> Assignment & Conveyance Cover Sheet	<input type="checkbox"/> Status Request
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Issue Fee
<input type="checkbox"/> PTO-1449	<input checked="" type="checkbox"/> Certificate of Mailing
<input checked="" type="checkbox"/> Amendment - <u>second preliminary</u>	<input type="checkbox"/> Express Mail No. _____
<input type="checkbox"/> Affidavit or Declaration	
<input checked="" type="checkbox"/> <u>Submission of Declaration</u>	
<input checked="" type="checkbox"/> Check No. <u>06084</u> for \$ <u>170</u>	
Atty/Secy <u>SAM/MCS</u>	

PTO STAMP  
OCT 15 2001  
O I P E  
PATENT & TRADEMARK OFFICE

JC10 Rec'd PCT/PTO 1 5 OCT 2001

RECEIVED  
JAN 16 2002  
TC 1700